

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 31, 2003

IN RE:

**APPLICATION FOR AUTHORITY TO PROVIDE
OPERATOR SERVICES AND/OR RESELL
TELECOMMUNICATIONS SERVICES IN
TENNESSEE PURSUANT TO RULE 1220-4-2-.57**

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**DOCKET NO.
98-00620**

Company ID: 128226

**ORDER REVOKING AUTHORITY TO PROVIDE OPERATOR SERVICES
AND/OR RESELL TELECOMMUNICATIONS SERVICES
IN TENNESSEE FOR NON-PAYMENT OF FEES**

This matter came before Chairman Deborah Taylor Tate, Director Pat Miller and Director Sara Kyle of the Tennessee Regulatory Authority (the "Authority" or "TRA"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on September 8, 2003, to cancel the authority of Southern Telephone Company, Inc. (the "Company") to offer operator services and/or resell telecommunications services in Tennessee due to non-payment of its annual inspection fee pursuant to Tenn. Code Ann. § 65-4-301(a).¹

The Company originally filed its Application to provide operator services and/or resell telecommunications services within the State of Tennessee on July 13, 1998. During a regularly scheduled Authority Conference held on October 6, 1998, the Directors concluded that the Company had met all the requirements for certification and the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.57, which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-2-102 and Tenn. Code

¹ Tenn. Code Ann. § 65-4-301(a) provides:

Every public utility doing business in this state and subject to the control and jurisdiction of the Authority to which the provisions of this chapter apply, shall pay to the state of Tennessee on or before April 1 of each year, a fee for the inspection, control and supervision of the business, service and rates of such public utility.

Ann. § 65-4-201, and voted unanimously to authorize the Company to provide operator services and/or resell telecommunications services in Tennessee. On January 25, 2000, the Company's authority was revoked for non-payment of fees. On July 13, 2001, the Company applied for reinstatement of certification. Reinstatement was granted at a regularly scheduled Authority Conference held on July 24, 2001.


On July 11, 2003, a final notice advising the Company of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-301(a), was mailed via certified mail. The notice was returned to the TRA marked "Refused." Thereafter, this matter was placed on the September 8, 2003 Authority Conference for the voting panel assigned to this docket to consider revocation of the authority of the Company to provide operator services and/or resell telecommunications services due to non-payment of fees.

Based upon careful consideration of the record of this matter, the panel voted unanimously to revoke the authority of the Company to provide operator services and/or resell telecommunications services in Tennessee.

IT IS THEREFORE ORDERED THAT:

As a result of the non-payment of fees, the authority granted to Southern Telephone Company, Inc. to provide operator services and/or resell telecommunications services within the State of Tennessee is revoked, and this docket is closed.


Deborah Taylor Tate, Chairman


Pat Miller, Director


Sara Kyle, Director